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2015 FIREWORKS INSURANCE REQUIREMENTS

Pursuant to PA 256 OF 2011

This notice will serve to ensure all Michigan consumer grade fireworks retailers are compliant with the insurance requirements in accordance with the Michigan Fireworks Safety Act, PA 256 of 2011, and the promulgated Fireworks Safety General Rules.

According to PA 256 of 2011, [MCL 28.455, Section 5\(3\)](#); **Sale of consumer fireworks from retail location; conditions; failure to comply; civil fine; insurance coverage:**

Sec. 5. (3) During periods when consumer fireworks are sold, each retail location selling consumer fireworks either shall be added as an additional insured or public liability and product liability insurance coverage shall be obtained and maintained, in an amount not less than \$10,000,000.00 per occurrence. A person that knows, or should know, that he or she is required to comply with this subsection and who fails or neglects to do so is liable for a civil fine of not more than \$5,000.00.

According to the Fireworks Safety General Rules, [R29.2918](#), Rule 18; **Proof of insurance:**

Rule 18. Proof of insurance as required by section 5(3) of the act shall be in writing, be current, and be available for inspection upon request at each retail location.

NOTICE TO FIREWORKS CERTIFICATE RETAILERS:

- Each retail location **must** have the required insurance pursuant to [MCL 28.455, Section 5\(3\)](#) and [R29.2918](#).
- The required insurance coverage documentation will be checked to verify that each retail location is properly insured. **Note:** In 2014, inspectors found that the proof of insurance did not document the correct location or was issued to an address that did not match the certificate retail location.
- The insurance coverage documentation must include **both** public liability and product liability of not less than \$10,000,000 per occurrence and, if applicable, list the retail location as an additional insured. **Note:** In 2014, inspectors found insurance coverage documentation that either did not provide the minimum amount for either the public liability or product liability or both.
- Those retail sales locations that are found to be deficient with the statutorily required insurance coverage will be issued a civil fine citation within the provisions of the Michigan Fireworks Safety Act.

LARA is an equal opportunity employer

Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.
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